



3FV

H-1027-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Appl. No.: 10/774,371 Confirmation No. 9525
Appln. Allowed: September 22, 2006
Applicant: Y. TAKAHASHI et al.
Filed: February 10, 2004
Title: MAGNETIC RECORDING MEDIUM AND ITS
MANUFACTURING METHOD AND MAGNETIC
RECORDING SYSTEM USING SUCH A MAGNETIC
RECORDING MEDIUM
TC/AU: 1762
Examiner: A.L. Bashore
Customer No.: 24956

**REQUEST FOR RECONSIDERATION OF INFORMATION DISCLOSURE
STATEMENT FILED FEBRUARY 10, 2004**

MAIL STOP: ISSUE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Applicants appreciate the allowance of their application.

Applicants respectfully request that the Examiner reconsider the non-patent references filed on the PTO-1449 forms submitted with the IDS and new continuation application filed on February 10, 2004 (copies of PTO-1449 Forms are attached), for the following reasons.

Applicants refer to MPEP 609.02 - Information Disclosure Statements in Continued Examinations or Continuing Applications. The MPEP states that The

5

Examiner will consider information which has been considered by the Office in a parent application when examining a continuation application filed under 37 CFR 1.53(b).

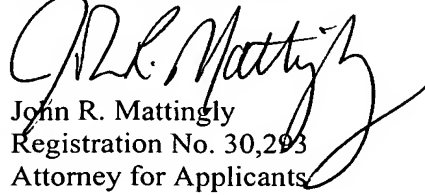
Further, according to MPEP 609.04(a) II, there are exceptions to the requirement that a copy of the information must be provided. First, 37 CFR 1.98(d) states that a copy of any patent, publication, pending U.S. application, or other information listed in an information disclosure statement is not required to be provided if: (A) the information was previously cited by or submitted to, the Office in a prior application, provided that the prior application is properly identified in the IDS and is relied on for an earlier filing date under 35 U.S.C. 120; and (B) the IDS submitted in the earlier application complies with 37 CFR 1.98(a)-(c). If both of these conditions are met, the examiner will consider the information previously cited or submitted to the Office and considered by the Office in a prior application relied on under 35 U.S.C. 120.

Still further, according to MPEP 609.04(a) III, if information cited or submitted in a prior application relied on under 35 U.S.C. 120 was not in English, a concise explanation of the relevance of the information to the new application is not required unless the relevance of the information differs from its relevance as explained in the prior application.

The non-patent reference documents were previously submitted during the prosecution of the parent application, U.S. Patent Application No. 10/078,399, now U.S. Patent No. 6,709,768, filed on February 21, 2002. However, the documents do not show on the PAIR system, and therefore Applicants hereby resubmit the non-patent references.

Applicants respectfully request that the Examiner reconsider the non-patent references, initial and return a copy of the attached PTO-1449 Forms filed on February 10, 2004 that are attached.

Respectfully submitted,



John R. Mattingly
Registration No. 30,293
Attorney for Applicants

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.
1800 Diagonal Rd. Suite 370
Alexandria, Virginia 22314
(703) 684-1120
Date: December 7, 2006

FORM PTO-1449
(REV. 7-80)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.
H-1027-02

SERIAL NO.

LIST OF DOCUMENTS CITED BY APPLICANT
(Use several sheets if necessary)APPLICANT
Y. TAKAHASHI et alFILING DATE
February 10, 2004GROUP
1773**U.S. PATENT DOCUMENTS**

* EXAMINER INITIAL		DOCUMENT	DATE	NAME	CLASS	SUBCLASS	FILING DATE (If Appropriate)
	AA	5,738,927	04/1998	Nakamura et al			
	AB	6,080,476	06/2000	Kanbe et al			
	AC	5,815,343	09/1998	Ishikawa et al			
	AD	6,168,861	01/2001	Chen et al			
	AE	5,939,202	08/1999	Ataka et al			
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

FOREIGN PATENT DOCUMENTS

		DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AL	10-269548	10/9/98	Japan			<input type="checkbox"/>	<input type="checkbox"/>
	AM						<input type="checkbox"/>	<input type="checkbox"/>
	AN						<input type="checkbox"/>	<input type="checkbox"/>
	AO						<input type="checkbox"/>	<input type="checkbox"/>
	AP						<input type="checkbox"/>	<input type="checkbox"/>

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

	AR	JOURNAL OF MAGNETISM AND MAGNETIC MATERIALS, 152 (1996), "Effects of Pt addition on the magnetic and crystallographic properties of Co-Cr-Pt thin-film media", A. Ishikawa et al, pp. 265-273.
	AS	Nakatani, Y. and Hayashi, N., IEEE Trans. Mag., 34(4), 1998, 1618-1620.
	AT	Ikeda, Y., Sonobe, Y., Zeltzer, G., Yen, B., Takano, K., Do, H., Fullerton, E., and Rice, P., IEEE Trans. Mag., 37(4), 2001, 1583, 1585.

EXAMINER

DATE CONSIDERED

FORM PTO-1449 (REV. 7-80)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. H-1027-02		SERIAL NO.	
LIST OF DOCUMENTS CITED BY APPLICANT <i>(Use several sheets if necessary)</i>				APPLICANT Y. TAKAHASHI et al			
				FILING DATE 2/10/04		GROUP 1773	
U.S. PATENT DOCUMENTS							
* EXAMINER INITIAL		DOCUMENT	DATE	NAME	CLASS	SUBCLASS	FILING DATE <i>(If Appropriate)</i>
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	AL						<input type="checkbox"/> <input type="checkbox"/>
	AM						<input type="checkbox"/> <input type="checkbox"/>
	AN						<input type="checkbox"/> <input type="checkbox"/>
	AO						<input type="checkbox"/> <input type="checkbox"/>
	AP						<input type="checkbox"/> <input type="checkbox"/>
OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, etc.)</i>							
	AR	Lu, B., Klemmer, T., Khizroev, S., Howard, J., Litvinov, D., Roy, A., and Laughlin, D., IEEE Trans. Mag., 37(4), 2001, 1319-1321.					
	AS	Yamanaka, K., Hamamoto, T., Nakano, Y. and Miura, M., IEEE Trans. Mag., 37(4), 2001, 1599-1601.					
	AT	Futamoto, M., Honda, Y., Hirayama, Y., Itoh, K., Ide, H., and Maruyama, Y., IEEE Trans. Mag., 32(5), 1996, 3789-3794.					
EXAMINER				DATE CONSIDERED			
<p><small>* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small></p>							